

EXPRESS MAIL LABEL NO.: EU279339408US
Docket No.: CIBT-P01-520
(PATENT)

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Patent Application of:
Kuber T. Sampath

Application No.: 09/581770

Group Art Unit: N/A

Filed: December 29, 2000

Examiner: Not Yet Assigned

For: METHODS FOR MAINTAINING OR
RESTORING TISSUE-APPROPRIATE
PHENOTYPE OF SOFT TISSUE CELLS

October 17, 2002

**COMMUNICATION IN RESPONSE TO NOTIFICATION OF MISSING
REQUIREMENTS UNDER 35 U.S.C. 371 IN THE UNITED STATES
DESIGNATED/ELECTED OFFICE (DO/EO/US)**

BOX PCT
COMMISSIONER FOR PATENTS
WASHINGTON, D.C. 20231

Dear Sir:

A Notice of Missing Requirements was issued August 21, 2002 in connection with the subject application. A copy of the Notice is attached as Exhibit A. The Notice provides a period of two months for filing a response. Therefore, a response is due October 21, 2002. Therefore, this communication is being timely filed.

The Notice states that the nucleotide and/or amino acid sequence disclosure contained in this application does not comply with the requirements for such a disclosure as set forth in 37 CFR 1.821-1.825 for the following reasons: a copy of the sequence listing in computer readable form has not been submitted and the Applicant must provide an initial or substitute computer readable form (CFR) of the sequence listing, along with a statement that the contents of the paper or compact disc and the computer readable form are the same and where applicable, include no new matter.

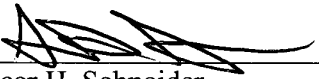
In response to the Notice, Applicant herewith files the paper form of the Sequence Listing attached as Exhibit B, along with the computer diskette containing a computer readable form of the sequence.

The undersigned hereby states that the information on the diskette submitted herewith is identical to the written Sequence Listing filed concurrently herewith and that no new matter has been added.

The Commissioner is hereby authorized to charge any deficiency in the fees filed, asserted to be filed or which should have been filed herewith (or with any paper hereafter filed in this application by this firm) to our Deposit Account No. 18-1945, under Order No. CIBT-P01-520.

Dated: October 17, 2002

Respectfully submitted,

By 
Spencer H. Schneider
Registration No.: 45,923
ROPES & GRAY
885 Third Avenue, Suite 3200
New York, New York 10022
212-497-3615
212-497-3650
Attorneys for Applicant

Express Mail Label No.: E4279339408US

COPY

Page 1 of 2

AUG 23 2002



UNITED STATES PATENT AND TRADEMARK OFFICE

Commissioner for Patents, Box 501
United States Patent and Trademark Office
Washington, D.C. 20231
www.uspto.gov

U.S. APPLICATION NUMBER NO.	FIRST NAMED APPLICANT	ATTY. DOCKET NO.
09/581,770	Kuber T. Sampath	00960-520PRO

INTERNATIONAL APPLICATION NO.

PCT/US98/26788

LA. FILING DATE

PRIORITY DATE

12/16/1998

12/17/1997

28120
ROPES & GRAY
ONE INTERNATIONAL PLACE
BOSTON, MA 02110-2624

CONFIRMATION NO. 7664

371 FORMALITIES LETTER



OC000000008656786

Date Mailed: 08/21/2002

NOTIFICATION OF MISSING REQUIREMENTS UNDER 35 U.S.C. 371 IN THE UNITED STATES DESIGNATED/ELECTED OFFICE (DO/EO/US)

The following items have been submitted by the applicant or the IB to the United States Patent and Trademark Office as an Elected Office (37 CFR 1.495):

- U.S. Basic National Fees
- Priority Document
- Biochemical Sequence Listing
- Claims
- Copy of IPE Report
- Copy of references cited in ISR
- Copy of the International Application
- Copy of the International Search Report
- Drawings
- Initial Application Filing Fees
- Oath or Declaration
- Oath or Declaration
- Original Specification
- Request for Immediate Examination

R&G

Docket No.: CIBT-POL-520

Action: OA-SEQ

Stat. Deadline: 21 OCT 02 / 21 MAR 03

The following items **MUST** be furnished within the period set forth below in order to complete the requirements for acceptance under 35 U.S.C. 371:

ALL OF THE ITEMS SET FORTH ABOVE MUST BE SUBMITTED WITHIN TWO (2) MONTH FROM THE DATE OF THIS NOTICE OR BY 22 or 32 MONTHS (where 37 CFR 1.495 applies) FROM THE PRIORITY DATE FOR THE APPLICATION, WHICHEVER IS LATER. FAILURE TO PROPERLY RESPOND WILL RESULT IN ABANDONMENT.

The time period set above may be extended by filing a petition and fee for extension of time under the provisions of 37 CFR 1.136(a).

The following items **MUST** be furnished within the period set forth below:

- The nucleotide and/or amino acid sequence disclosure contained in this application does not comply with the requirements for such a disclosure as set forth in 37 CFR 1.821-1.825 for the following reason(s):
 - A copy of the "Sequence Listing" in computer readable form has not been submitted as required by 37 CFR 1.821(e).
 - APPLICANT MUST PROVIDE:
 - An initial or substitute computer readable form (CRF) of the "Sequence Listing."
 - A statement that the contents of the paper or compact disc and the computer readable form are the same and, where applicable, include no new matter, as required by 37 CFR 1.821(e), 1.821(f), 1.821(g), 1.825(b) or 1.825(d).
- For questions regarding compliance to 37 CFR 1.821-1.825 requirements, please contact:
 - For Rules Interpretation, call (703) 308-4216
 - To Purchase PatentIn Software, call (703) 306-2600
 - For PatentIn Software Program Help, call (703) 306-4119 or e-mail at patin21help@uspto.gov or patin3help@uspto.gov
- A copy of the "Sequence Listing" in computer readable form has not been submitted as required by 37 CFR 1.821(e).

Applicant is reminded that any communications to the United States Patent and Trademark Office must be mailed to the address given in the heading and include the U.S. application no. shown above (37 CFR 1.5)

*A copy of this notice **MUST** be returned with the response.*

CHARITTA A BURT

Telephone: (703) 305-3734

PART 1 - ATTORNEY/APPLICANT COPY

U.S. APPLICATION NUMBER NO.	INTERNATIONAL APPLICATION NO.	ATTY. DOCKET NO.
09/581,770	PCT/US98/26788	00960-520PRO

☒ Commissioner For Patents, Box PCT, United States Patent and Trademark Office, Washington, D.C. 20231, www.uspto.gov

U.S. APPLICATION NUMBER NO.

09/581,770

FIRST NAMED APPLICANT

Kuber T. Sampath

ATTY. DOCKET NO.

00960-520PRO

INTERNATIONAL APPLICATION NO.

PCT/US98/26788

I.A. FILING DATE

12/16/1998

PRIORITY DATE

12/17/1997

28120

ROPES & GRAY

ONE INTERNATIONAL PLACE

BOSTON, MA 02110-2624

CONFIRMATION NO. 7664

371 WITHDRAWAL NOTICE



OC000000008653515

Date Mailed: 08/21/2002

WITHDRAWAL OF PREVIOUSLY SENT NOTICE

The Acceptance Notice mailed on 01/12/2001 was sent in error and is hereby withdrawn. A corrected Notice is enclosed. The time period for reply runs from the mail date of the enclosed Notice. We apologize for any inconvenience this caused.

CHARITTA A BURT

Telephone: (703) 305-3734

PART 1 - ATTORNEY/APPLICANT COPY



UNITED STATES PATENT AND TRADEMARK OFFICE

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UNITED STATES PATENT AND TRADEMARK OFFICE
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APPLICATION NUMBER	FILING DATE	FIRST NAMED APPLICANT	ATTY. DOCKET NO./TITLE
09/581,770	12/29/2000	Kuber T. Sampath	00960-520PRO

28120
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ONE INTERNATIONAL PLACE
BOSTON, MA 02110-2624

CONFIRMATION NO. 7664

RESEND COVER LETTER



OC000000008646313

Date Mailed: 08/21/2002

COVER LETTER FOR RESENDING CORRESPONDENCE

A courtesy copy of the Notice mailed on 01/12/2001 is enclosed. The time period for reply continues to run from the mail date of that Notice.

*A copy of this notice **MUST** be returned with the reply.*

Customer Service Center
Initial Patent Examination Division (703) 308-1202

PART 2 - COPY TO BE RETURNED WITH RESPONSE



UNITED STATES PATENT AND TRADEMARK OFFICE

COMMISSIONER FOR PATENTS
UNITED STATES PATENT AND TRADEMARK OFFICE
WASHINGTON, D.C. 20231
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Customer Service Center
Initial Patent Examination Division (703) 308-1202
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